

Town Board Minutes

March 21, 2022

Meeting No. 6

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 21st day of March 2022 at 7:00 P.M. and there were

PRESENT: MARK BURKARD, COUNCIL MEMBER
ADAM DICKMAN, COUNCIL MEMBER
ROBERT LEARY, COUNCIL MEMBER
DAVID MAZUR, COUNCIL MEMBER
RONALD RUFFINO, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: DIANE TERRANOVA, TOWN CLERK
THOMAS FOWLER, TOWN ATTORNEY
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER
WILLIAM KARN, CHIEF OF POLICE
MICHELLE BARBARO, DEP. HIGHWAY SUPERINENDENT
JOHN PILATO, HIGHWAY SUPERINTENDENT
EDWARD SCHILLER, ENGINEER, WM. SCHUTT & ASSOC.
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

PERSONS ADDRESSING TOWN BOARD:

Hartwig, Kelly, spoke to the Town Board on the following matter:

- Asked for a new park in the southern part of Lancaster.

EXECUTIVE SESSION:

AT 7:38 P.M., UPON A MOTION MADE BY COUNCIL MEMBER LEARY, SECONDED BY COUNCIL MEMBER DICKMAN, to enter into an Executive Session to deliberate on the announced purpose of discussing the medical, financial, credit or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation and the collective bargaining negotiations per Article 14 of Civil Service Law.

The question of entering into an Executive Session was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

At 9:15 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

The question of closing the Executive Session was duly put to a vote on roll call, which resulted as follows.

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held
March 7, 2022 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER DICKMAN, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Assistant to the Supervisor, to wit:

Check Run #03212022

Total amount hereby authorized to be paid: \$392,986.79

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 310 of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:					
Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
2022001		Kulback's Inc.	293 Cemetery Rd	Develop Floodplain	
2022002		Priam Development LLC	6461 Transit Rd	Develop Floodplain	
33477		Material Handling Systems, Inc	4201 Walden Ave	Er. Comm. Add./Alt.	
33806		Forbes Homes, Inc.	32 Deepwood Pl	Er. Dwlg.-Sin.	
33809		F&D Construction Inc.	16 Summerfield Dr	Er. Res. Alt.	
33810		F&D Construction Inc.	20 Americo Ct	Er. Res. Alt.	
33811		M&A 718 LLC	33 St Marys St	Er. Res. Alt.	(V/L)
33816		Star Construction	47 Tranquility Trl	Er. Shed	
33817		Premier Fencing LLC	16 Wayne St	Er. Fence	(V/L)
33818		Severyn Dev. Inc.	24 Highland Pl	Dumpster - Temp.	(V/L)
33819		Premier Fencing LLC	2060 Como Park Blvd	Er. Fence	(V/L)
33820		Bryan Lawrence	152 Fourth Ave	Er. Fence	(V/L)
33821		Thrifty Roofs LLC	40 Signal Dr	Re-Roof	
33822		Andrew Hallnan	63 Tranquility Trl	Er. Shed	
33823		Sitzmans Appliance Center	699 Pleasant View Dr	Inst. Generator	
33824		Priam Development LLC	6461 Transit Rd	Er. Comm. Add./Alt.	
33825		Kulback's Inc.	293 Cemetery Rd	Er. Comm. Bldg.	
33826		Besroi Construction	72 Lombardy St	Re-Roof	(V/L)
33827		Besroi Construction	14 Sawgrass Ln	Re-Roof	
33828		Besroi Construction	11 Sterling Pl	Re-Roof	
33829		Besroi Construction	7 Ann Marie Dr	Re-Roof	
33830		Jim's Electric & General Contr	4855 Transit Rd	Er. Comm. Add./Alt.	
33831		Iroquois Fence Inc.	54 Hidden Meadow Cros	Er. Fence	
33832		Race Storage Sheds LLC	54 Hidden Meadow Cros	Er. Shed	
33833		Matthew Zeitler	30 Weathersfield Ln	Er. Shed	
33834		Forbes Homes Inc.	20 Deepwood Pl	Er. Dwlg.-Sin.	
33835		Thomas Garland	5679 Broadway	Er. Pole Barn	
33836		Zenner & Ritter Co. Inc.	704 Hall Rd	Inst. Generator	
33837		Alliance Homes	3 Gailenwood Ln	Er. Dwlg.-Sin.	
33838		Alliance Homes	6 Kevwood Ln	Er. Dwlg.-Sin.	
33839		Neth & Son Inc.	5949 Broadway	Re-Roof	
33840		Graffitit Grafix & Signs	5207-5211 Broadway	Er. Signs	
33841		Buffalo Roofing Co. LLC	36 Sterling Pl	Re-Roof	
33842		Turkmasters Contracting LLC	17 Spruceland Ter	Re-Roof	
33843		Stately Builders Inc.	25 Sussex Ln	Er. Res. Add.	
33844		City Fence	20 Fieldstone Ln	Er. Fence	
33845		Richard Jaszka	20 Fieldstone Ln	Er. Shed	
33846		Steven Notaro	8 Blackstone Ct	Er. Fence	
33854		Marietta Lorenzo	53 Hemlock Ln	Er. Fence	
33857		Kaitlyn Matias	14 Impala Pky	Er. Fence	
33858		Rosemary Michalek	57 Meadow Lea Dr	Er. Fence	

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, the Town of Lancaster Youth Bureau has a Band Shell located at 100 Oxford Avenue, which is used to provide the community with the opportunity to attend various outdoor performances and events for their enjoyment, and

WHEREAS, the Lancaster Town Band has requested to use the Town’s Band Shell for their 2022 summer concert series on during the months of June, July, and August, and

WHEREAS, the Lancaster Town Band has provided the required insurance certificates to the Town Attorney’s Office.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby grants the Lancaster Town Band permission to use the Youth Bureau’s Band Shell located at 100 Oxford Avenue for their 2022 summer concert series on Tuesdays from 6:00 PM to 9:00 PM running from June 14, 2022, through August 9, 2022 (rain date of August 16, 2022 if needed).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER BURKARD, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER DICKMAN, TO WIT:

WHEREAS, Twin District Volunteer Fire Company, Inc., by letter
received March 7, 2022, has requested the addition of the following member to the roster of
said fire association.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby
confirms the addition to the membership of the Twin District Volunteer Fire Company the
following individual:

ADDITION:

Brian Nosbisch

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, Nick Halliday, of **ESG Properties of WNY, LLC**, has submitted an application for a Special Use Permit to allow for the operation of a NYSDEC-registered Soil Recycling Facility on premises located at 6125 Genesee Street (SBL No. 95.00-1-1), in the Town of Lancaster in accordance with provisions of Chapter 400-Zoning, Article IV. Residential Districts, § 400-13 Agricultural Residential Districts (B)(1)(p) of the Code of the Town of Lancaster, and

WHEREAS, Chapter 400 Zoning, Article XIV Administration and Enforcement § 400-78 Special use permits of the Town Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a special use permit for a use as proposed.

NOW, THEREFORE,
BE IT RESOLVED, that pursuant to § 400-78 Special use permits of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for **ESG Properties of WNY, LLC**, to operate a NYSDEC-registered Soil Recycling Facility on premises located at 6125 Genesee Street (SBL No. 95.00-1-1), in the Town of Lancaster, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of April, 2022, at 7:15 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**LEGAL NOTICE
PUBLIC HEARING
SPECIAL USE PERMIT - ESG PROPERTIES OF WNY, LLC
6125 GENESEE STREET, LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 400-Zoning, Section 78 "SPECIAL USE PERMITS" of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution adopted by the Town Board of the Town of Lancaster on the 21st day of March, 2022 the said Town Board will hold a Public Hearing on the 4th day of April, 2022, at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Nick Halliday, of **ESG Properties of WNY, LLC**, for a Special Use Permit to operate a NYSDEC-registered Soil Recycling Facility on premises located at 6125 Genesee Street (SBL No. 95.00-1-1), in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

March 24, 2021

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, on March 7, 2022, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Chapter 400 Zoning, Article IX Communication Towers, §400-48 Procedure, of the Code of the Town of Lancaster, upon the application of **Ersilia Davis** on behalf of **Dish Wireless, LLC** for a Special Use Permit for a Telecommunications Tower Co-location of antennas, ancillary equipment, and ground equipment for a new carrier to be placed on the current tower located at 5051 Transit Road (SBL No. 115.09-2-30) (Hayes Ave) which will be identified as Dish Wireless, LLC, Site ID: SYSYR00184A, in the Town of Lancaster, New York, and

WHEREAS, persons for and against such Special Use Permit have had an opportunity to be heard, and

WHEREAS the Town, acting as Lead Agency under the State Environmental Quality Review Act (“SEQRA”) has identified the relevant areas of environmental concern and determined the action to be a Type II action under SEQR.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Chapter 400-Zoning, Article IX Communication Towers, § 400-43 Co-locating antennas, of the Town Code of the Town of Lancaster, the Lancaster Town Board does hereby approve a Special Use Permit for **Ersilia Davis** on behalf of **Dish Wireless, LLC** for the Telecommunications Tower Co-location of antennas, ancillary equipment, and ground equipment for a new carrier to be placed on the current tower located at 5051 Transit Road (SBL No. 115.09-2-30) (Hayes Ave) which will be identified as Dish Wireless, LLC, Site ID: SYSYR00184A, in the Town of Lancaster, New York, subject to the applicable terms and conditions as set forth in Article IX Communications Towers and § 400-78 Special use permits with the following condition:

- 1. A copy of the FCC License must be on file with the Town Clerk pursuant to § 400-46 (A)(9).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MAZUR, TO WIT:

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute on behalf of the Town of Lancaster the Memorandum of Agreement between the Town and the Hull House Foundation, in order to provide financial assistance for the support of the historical edifice located within the Town, in the amount of \$3,000.00 as appropriated in the Town of Lancaster’s 2022 Adopted Budget through account code A7989.449, Other Culture and Recreation, Contractual Expenses.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

WHEREAS, Isaac Barnhill, Licensing Coordinator for **7-Eleven, Inc.**, has submitted an application for a Special Use Permit to operate a convenience store with gas station and car wash on premises located at 4949 Transit (SBL No. 115.03-1-49.11), in the Town of Lancaster, New York, in accordance with provisions of Chapter 400-Zoning, Section 18 (B)(1)(a)(f) of the Code of the Town of Lancaster, and

WHEREAS, §400-78 of the Zoning Chapter of the Town Code of the Town of Lancaster requires that the Town Board conduct a public hearing before the issuance of a special use permit for a use as proposed.

NOW, THEREFORE,

BE IT RESOLVED, that pursuant to Chapter 400-Zoning, Article XIV Administration and Enforcement, Section 78 Special use permits of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for Isaac Barnhill, Licensing Coordinator for **7-Eleven, Inc.**, to operate a convenience store with gas station and car wash on premises located at 4949 Transit Road (SBL No. 115.03-1-49.11), in the Town of Lancaster, New York, will be held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of April, 2022, at 7:15 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**LEGAL NOTICE
PUBLIC HEARING**

**SPECIAL USE PERMIT – 7-ELEVEN, INC.
4949 TRANSIT ROAD, LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 400-Zoning, Section 78 entitled Special use permits of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster adopted on the 21st day of March, 2022 the said Town Board will hold a Public Hearing on the 4th day of April, 2022, at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of Isaac Barnhill, Licensing Coordinator for **7-Eleven, Inc.**, to operate a convenience store with gas station and car wash on premises located at 4949 Transit Road (SBL No. 115.03-1-49.11) in the Town of Lancaster, County of Erie, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**BY ORDER OF THE TOWN BOARD
OF THE TOWN OF LANCASTER**

**BY: DIANE M. TERRANOVA
Town Clerk**

March 24, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER BURKARD, TO WIT:

WHEREAS, Western New York has been devastated by invasive species – particularly the Emerald Ash Borer (EAB), and

WHEREAS, the EAB is an invasive beetle whose larva feed on the living tissue of ash trees of which comprise 1 in 14 of all trees in NYS, and

WHEREAS, this has caused all of NYS to be labeled as being at EAB severe risk according to the NYS Department of Environmental Conservation, and

WHEREAS, currently, there is no program that specifically assists municipalities seeking to re-tree municipal parks that have been devastated by invasive species, and

WHEREAS, the Town has reached out to Assemblymember Wallace’s office in the past regarding the securing of state funding to re-tree parts of the Town that have been devastated by ash tree removal demonstrating its need and desire to replenish its lost forestry, and

WHEREAS, while removing ash trees is a necessary step in combating EAB invasion the Town now wishes to support the next critical step to re-tree where it has been devastated by such invasions.

NOW, THEREFORE,

BE IT RESOLVED, that this Town Board hereby goes on record in support of Assemblymember Monica Wallace’s request of the 2022-2023 NYS Assembly to include in its budget and allocation of one million dollars (\$1,000,000.00) to create a grant program for municipalities such as the Town of Lancaster to re-tree public lands impacted by invasive species.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

WHEREAS, Marybeth Gianni, Recreation Supervisor – Senior Center of the Town of Lancaster, by letter dated March 15, 2022, has recommended the appointment of the following individual to the following part-time permanent positions in the Town of Lancaster Senior Center.

NOW, THEREFORE,

BE IT RESOLVED, that the following individual is hereby appointed to the following part-time permanent positions in the Town of Lancaster Senior Center, working not more than nineteen and three-quarter hours per week, and that this being a part-time position, provides no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time employees:

NAME	ADDRESS	POSITION	HOURLY RATE	EFFECTIVE DATE
Kathy L. Brunner	Lancaster, NY	Recreation Attendant	\$15.00	March 22, 2022
Kathy L. Brunner	Lancaster, NY	Van Driver	\$15.00	March 22, 2022

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER LEARY, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MAZUR, TO WIT:

WHEREAS, by letter dated March 15, 2022, Parks Crew Chief, Michelle, Barbaro, has requested that the Town accept the donation from Frank J. Todaro and his family of a Crimson King Maple Tree, with a value of not more than \$200.00, to be planted in the Town of Lancaster’s right-of-way adjacent to 206 Warner Road, to honor the victims of the tragic vehicle accident that occurred at this location on March 2, 2022, and

WHEREAS, the Todaro family will be purchasing the tree and the Town of Lancaster’s Parks, Recreation and Forestry Department staff will be planting the tree so no additional costs will be incurred by the Town, and

WHEREAS, after due consideration, the Town Board of the Town of Lancaster has determined that it is in the interest of the community to accept this benevolent donation.

NOW, THEREFORE,
BE IT RESOLVED that the Town Board of the Town of Lancaster hereby accepts the donation from Frank J. Todaro and his family, of a Crimson King Maple tree, with a value of not more than \$200.00, to be planted in the Town of Lancaster’s right-of-way adjacent to 206 Warner Road, to honor the victims of the tragic vehicle accident which occurred at this location on March 2, 2022, and

BE IT FURTHER,
RESOLVED, that upon presentation and inspection of the Crimson King Maple Tree the Park Crew Chief determines it to be unacceptable the Town reserves its right to refuse the donation.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MAZUR, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER DICKMAN, TO WIT:

WHEREAS, by letter dated March 9, 2022, Michelle Barbaro, Deputy Highway Superintendent of the Town of Lancaster, has requested the Town Board approve transferring ownership of 2013 Kubota 4-wheel-drive utility vehicle (VIN # A5KC2GDBTDGO11663 w/approx. 111 hours) from the Lancaster Police Department to the Parks and Recreation Department, and

WHEREAS, Lancaster Police Patrol Captain, Marco Laurienzo, has confirmed that the Police Department no longer has need for this vehicle, and

WHEREAS, the Parks Department will compensate the Police Department \$8,800.00 for the 2013 Kubota 4-wheel-drive utility vehicle with funds received from Auctions International.

NOW, THEREFORE,
BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the transfer ownership of 2013 Kubota 4-wheel-drive utility vehicle (VIN # A5KC2GDBTDGO11663 w/approx. 111 hours) from the Lancaster Police Department to the Parks and Recreation Department, and

BE IT FURTHER,
RESOLVED, in consideration of the vehicle conveyance the Department of Parks, Recreation and Forestry will deposit \$8,800.00 from a check received from Auctions International to the Police Sale of Equipment fund (#552665).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

PREFILED RESOLUTION NO. 14 – MEETING OF 3/21/2022

14. Ruffino/_____ Adopt Bond Resolution For Acquisition Of Equipment, Machinery &
Apparatus Highway Department

At the request of Supervisor, this resolution was tabled for further study.

PREFILED RESOLUTION NO. 15 – MEETING OF 3/21/2022

15. Ruffino/_____ Adopt Bond Resolution For Acquisition Of Vehicles & Equipment
Parks & Recreation Department

At the request of Supervisor Ruffino, this resolution was tabled for further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MAZUR, TO WIT:

A BOND RESOLUTION, DATED MARCH 21, 2022, OF THE TOWN BOARD OF THE TOWN OF LANCASTER, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF THE REPLACEMENT AND/OR RECONSTRUCTION OF VARIOUS CULVERTS IN THE TOWN (PRIMARILY IN THE VICINITY OF SIMME ROAD) AT AN ESTIMATED MAXIMUM COST OF \$525,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$525,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.

WHEREAS, the Town Board of the Town of Lancaster, in the County of Erie, New York (the "Town") has determined to undertake a capital improvements project for the replacement and/or reconstruction of various culverts in the Town.

NOW, THEREFORE,

BE IT RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Town is hereby authorized to undertake a capital improvements project, such work to generally consist of (but not be limited to) the replacement and/or reconstruction of various culverts in the Town (primarily in the vicinity of Simme Road), as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., all of the forgoing to include all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$525,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$525,000 of the Town, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 3 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such Purpose is 30 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution is expected to be in excess of five years.

SECTION 6. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real

property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Town Supervisor is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Town officials and the Town's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Town Clerk.

SECTION 13. The Town hereby determines that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

SECTION 14. In the absence or unavailability of the Town Supervisor, the Deputy Town Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 15. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

- 1. (a) such obligations were authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or
- 2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 16. This resolution is subject to permissive referendum pursuant to Section 35.00 of the Local Finance Law. The Town Clerk is hereby authorized and directed to publish (one time) and post on the sign-board of the Town, this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 17. If no petitions are filed in the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the Town, or if no newspaper(s) have been so designated, then in a newspaper having general circulation in the Town, which newspaper shall be designated by the Town Board in a separate resolution.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO PERMISSIVE REFERENDUM
AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING
OF THE REPLACEMENT AND/OR RECONSTRUCTION OF
VARIOUS CULVERTS IN THE TOWN**

Notice is hereby given that at its March 21, 2022 meeting the Town Board of the Town of Lancaster adopted a bond resolution authorizing undertake a capital improvements project, such work to generally consist of (but not be limited to) the replacement and/or reconstruction of various culverts in the Town (primarily in the vicinity of Simme Road), as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., all of the forgoing to include all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Purpose”) at an estimated maximum cost of \$525,000. Such resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of such serial bonds, in an aggregate principal amount not to exceed \$525,000 of the Town, such amount to be offset by any federal, state, county and/or local funds received. Such resolution is subject to permissive referendum pursuant to New York law.

BY ORDER OF THE TOWN BOARD OF
TOWN OF LANCASTER, ERIE COUNTY,
NEW YORK

PREFILED RESOLUTION NO. 17 – MEETING OF 3/21/2022

17. Ruffino/_____ Adopt Bond Resolution Town’s Highway Garage (Truck Wash)

At the request of Supervisor Ruffino, this resolution was tabled for further study.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MAZUR, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”), and

WHEREAS, in November 2020, the Town Board directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District, and

WHEREAS, in March of 2021, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on April 19, 2021, and

WHEREAS, the cost of such project increased from \$2,535,000 to \$3,035,000 due to an increase in the cost of construction materials and labor for the project, and

WHEREAS, the Town has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare an addendum to the map, plan and report (dated March 16, 2022) to reflect the revised cost of the project, and

WHEREAS, such addendum amends a certain prior map, plan and report (dated November 2020) for the purposes of (a) increasing the estimated maximum cost of such project, and (b) increasing the amount of bonds (and notes) for such project, and

WHEREAS, the scope of the improvements has not materially changed from the project identified in such original map, plan and report, and

WHEREAS, such water system capital improvements project will generally consist of (but not be limited to), the installation of approximately 7,100 linear feet of water main along various roads in the Town, along with the installation of fire hydrants, valves and appurtenances, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”), and

WHEREAS, the revised map, plan and report: (a) increases the estimated maximum cost of the project from \$2,535,000 to \$3,035,000 and (b) increases the aggregate principal amount of bonds from \$2,535,000 to \$3,035,000, and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such revised map, plan and report (as so amended) for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$3,035,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$3,035,000, such amount to be offset by any federal, state, county and/or local funds received, and

WHEREAS, such revised map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above.

NOW, THEREFORE,

BE IT ORDERED, that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on April 4, 2022 at 7:15 o'clock p.m. or shortly thereafter (prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and

BE IT FURTHER,

ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,035,000 said amount to be offset by any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law, and

BE IT FURTHER,

ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**TOWN OF LANCASTER
NOTICE OF PUBLIC HEARING ON INCREASE AND IMPROVEMENTS OF
FACILITIES OF THE TOWN OF LANCASTER CONSOLIDATED WATER
DISTRICT - 2022**

**PUBLIC HEARING TO BE HELD ON
APRIL 4, 2022**

WHEREAS, the Town Board of the Town of Lancaster (herein called “Town Board” and “Town”, respectively), in the County of Erie, New York, has, pursuant to Town Law, created the Town of Lancaster Consolidated Water District (the “District”), and

WHEREAS, in November 2020, the Town Board directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare a map, plan and report for a water system capital improvements project within the District, and

WHEREAS, in March of 2021, the Town approved the original capital improvements project, through Town Law Section 202-b proceedings and other resolutions and adopted a bond resolution on April 19, 2021, and

WHEREAS, the cost of such project increased from \$2,535,000 to \$3,035,000 due to an increase in the cost of construction materials and labor for the project, and

WHEREAS, the Town has directed Wm. Schutt & Associates, P.C., competent engineers licensed in New York, to prepare an addendum to the map, plan and report (dated March 16, 2022) to reflect the revised cost of the project. and

WHEREAS, such addendum amends a certain prior map, plan and report (dated November 2020) for the purposes of (a) increasing the estimated maximum cost of such project, and (b) increasing the amount of bonds (and notes) for such project, and

WHEREAS, the scope of the improvements has not materially changed from the project identified in such original map, plan and report, and

WHEREAS, such water system capital improvements project will generally consist of (but not be limited to), the installation of approximately 7,100 linear feet of water main along various roads in the Town, along with the installation of fire hydrants, valves and appurtenances, as well as other such improvements as more fully identified in (or contemplated by) such map, plan and report referred to above, all of the forgoing to include all necessary site work, equipment, apparatus and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “District Improvement”), and

WHEREAS, the revised map, plan and report: (a) increases the estimated maximum cost of the project from \$2,535,000 to \$3,035,000 and (b) increases the aggregate principal amount of bonds from \$2,535,000 to \$3,035,000, and

WHEREAS, pursuant to the direction of the Town, the Engineer has completed and filed with the Town Board such revised map, plan and report (as so amended) for such increase and improvement of facilities of the District and has estimated the total cost thereof to be an increased estimated maximum amount of \$3,035,000; said cost to be financed by the issuance of serial bonds of the Town in an increased aggregate principal amount not to exceed \$3,035,000, such amount to be offset by any federal, state, county and/or local funds received, and

WHEREAS, such revised map, plan and report (hereinafter referred to as map, plan and report) has not been modified in any material respect other than as described above.

NOW, THEREFORE,

BE IT ORDERED, that a meeting of the Town Board of the Town of Lancaster will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on April 4, 2022 at 7:15 o'clock p.m. or shortly thereafter (prevailing Time) to consider said increase and improvement of facilities of the District and to hear all persons interested in the subject thereof concerning the same and for such other action on the part of the Town Board with relation thereto as may be required by law, and

BE IT FURTHER,

ORDERED, that the expense of said increase and improvement of the facilities shall be financed by the issuance of serial bonds of the Town in an aggregate principal amount not to exceed \$3,035,000 said amount to be offset by any federal, state, county and/or local funds received, and unless paid from other sources or charges, the costs of said increase and improvement of facilities shall be paid by the assessment, levy and collection of special assessments from the several lots and parcels of land within the District, which the Town Board shall determine and specify to be especially benefited thereby, so much upon and from each as shall be in just proportion to the amount of benefit conferred upon the same, to pay the principal of and interest on said bonds as the same shall become due and payable, except as provided by law, and

BE IT FURTHER,

ORDERED, that the Town Clerk publish at least once in each newspaper designated as the official newspaper of the Town for such publication, and post on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a copy of this Order, certified by said Town Clerk, the first publication thereof and said posting to be not less than ten nor more than 20 days before the date of such public hearing.

DATED: March 21, 2022

TOWN BOARD OF THE
TOWN OF LANCASTER

The Order Calling for Public Hearing was declared adopted.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MAZUR, TO WIT:

A BOND RESOLUTION, DATED MARCH 21, 2022, OF THE TOWN BOARD OF THE TOWN OF LANCASTER, ERIE COUNTY, NEW YORK (THE “TOWN”) AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF THE RECONSTRUCTION OF AND CONSTRUCTION OF IMPROVEMENTS TO THE TOWN’S PUBLIC SAFETY BUILDING, AT AN ESTIMATED MAXIMUM COST OF \$300,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$300,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.

WHEREAS, the Town Board of the Town of Lancaster, in the County of Erie, New York (the “Town”) has determined to undertake a capital improvements project consisting of the reconstruction of and construction of improvements to the Town’s public safety building.

NOW, THEREFORE,

BE IT RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Town is hereby authorized to undertake a capital improvements project consisting of the reconstruction of and construction of improvements to the Town’s public safety building, such work to generally consist of (but not be limited to) the resealing of various masonry control joints, the application of silicone based coating to all exterior masonry wall surfaces, the installation of a steel shelf angle to brick façade, and the installation of approximately 1,400 square feet of vinyl plank flooring, as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., including all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Purpose”). The estimated maximum cost of the Purpose is \$300,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$300,000 of the Town, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 12(a)(2) of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such Purpose is 15 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution is expected to be in excess of five years.

SECTION 6. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Town Supervisor is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Town officials and the Town's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Town Clerk.

SECTION 13. The Town hereby determines that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

SECTION 14. In the absence or unavailability of the Town Supervisor, the Deputy Town Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 15. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

- 1. (a) such obligations were authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or
- 2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 16. This resolution is subject to permissive referendum pursuant to Section 35.00 of the Local Finance Law. The Town Clerk is hereby authorized and directed to publish (one time) and post on the sign-board of the Town, this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 17. If no petitions are filed in the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the Town, or if no newspaper(s) have been so designated, then in a newspaper having general circulation in the Town, which newspaper shall be designated by the Town Board in a separate resolution.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO PERMISSIVE REFERENDUM
AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING
OF THE RECONSTRUCTION OF AND CONSTRUCTION OF
IMPROVEMENTS TO THE TOWN'S PUBLIC SAFETY BUILDING**

Notice is hereby given that at its March 21, 2022 meeting the Town Board of the Town of Lancaster adopted a bond resolution authorizing the Town to undertake a capital improvements project consisting of the reconstruction of and construction of improvements to the Town's public safety building, such work to generally consist of (but not be limited to) the resealing of various masonry control joints, the application of silicone based coating to all exterior masonry wall surfaces, the installation of a steel shelf angle to brick façade, and the installation of approximately 1,400 square feet of vinyl plank flooring, as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., including all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose") at an estimated maximum cost of \$300,000. Such resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of such serial bonds, in an aggregate principal amount not to exceed \$300,000, such amount to be offset by any federal, state, county and/or local funds received. Such resolution is subject to permissive referendum pursuant to New York law.

BY ORDER OF THE TOWN BOARD OF
TOWN OF LANCASTER, ERIE COUNTY,
NEW YORK

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER DICKMAN, TO WIT:

A BOND RESOLUTION, DATED MARCH 21, 2022, OF THE TOWN BOARD OF THE TOWN OF LANCASTER, ERIE COUNTY, NEW YORK (THE "TOWN") AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWN, AT AN ESTIMATED MAXIMUM COST OF \$210,000 AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$210,000 PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SUCH PURPOSE, SUCH AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE TOWN SUPERVISOR.

WHEREAS, the Town Board of the Town of Lancaster, in the County of Erie, New York (the "Town") has determined to undertake a capital improvements project consisting of various drainage improvements in the Town.

NOW, THEREFORE,

BE IT RESOLVED, by the Town Board (by the favorable vote of not less than two-thirds of all the members of the Board) as follows:

SECTION 1. The Town is hereby authorized to undertake a capital improvements project consisting of various drainage improvements in the Town, such work to generally consist of (but not be limited to) the installation of approximately 1,000 linear feet of pipe at various locations in the Town, dredging, deepening, and reconstruction of inlets and outlets to various ponds in the Town, and conducting property, easement and topographical surveys at various locations in the Town, as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., all of the forgoing to include all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$210,000.

SECTION 2. The Town Board plans to finance the estimated maximum cost of the Purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$210,000 of the Town, hereby authorized to be issued therefor pursuant to the Local Finance Law, such amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, there shall annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 3. It is hereby determined that the Purpose is an object or purpose described in subdivision 3 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such Purpose is 30 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of such bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution is expected to be in excess of five years.

SECTION 6. The faith and credit of the Town are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of the Town a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Town Board pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Town Supervisor, the chief fiscal officer of the Town. Without in any way limiting the scope of the foregoing delegation of powers, the Town Supervisor, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the Town.

SECTION 8. The temporary use of available funds of the Town, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the Town's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The Town Supervisor is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

SECTION 11. The Town Supervisor is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The Town Supervisor is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with Town officials and the Town's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the Town Clerk.

SECTION 13. The Town hereby determines that the Purpose is a Type II action that will not have a significant effect on the environment and, therefore, no other determination or procedures under the State Environmental Quality Review Act ("SEQRA") are required.

SECTION 14. In the absence or unavailability of the Town Supervisor, the Deputy Town Supervisor is hereby specifically authorized to exercise the powers delegated to the Town Supervisor in this resolution.

SECTION 15. The validity of such serial bonds or of any bond anticipation notes issued in anticipation of the sale of such serial bonds may be contested only if:

- 1. (a) such obligations were authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of the law which should be complied with as of the date of publication of this notice were not substantially complied with and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication of this notice, or
- 2. such obligations were authorized in violation of the provisions of the Constitution of New York.

SECTION 16. This resolution is subject to permissive referendum pursuant to Section 35.00 of the Local Finance Law. The Town Clerk is hereby authorized and directed to publish (one time) and post on the sign-board of the Town, this resolution, or a summary thereof, together with a notice of adoption of this resolution subject to permissive referendum, within ten days after the date of adoption of this resolution.

SECTION 17. If no petitions are filed in the permissive referendum period, the Town Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of the Local Finance Law, in the official newspaper(s) of the Town, or if no newspaper(s) have been so designated, then in a newspaper having general circulation in the Town, which newspaper shall be designated by the Town Board in a separate resolution.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

**NOTICE OF ADOPTION OF BOND RESOLUTION
SUBJECT TO PERMISSIVE REFERENDUM
AUTHORIZING A CAPITAL IMPROVEMENTS PROJECT CONSISTING OF
VARIOUS DRAINAGE IMPROVEMENTS IN THE TOWN**

Notice is hereby given that at its March 21, 2022 meeting the Town Board of the Town of Lancaster adopted a bond resolution authorizing undertake a capital improvements project consisting of various drainage improvements in the Town, such work to generally consist of (but not be limited to) the installation of approximately 1,000 linear feet of pipe at various locations in the Town, dredging, deepening, and reconstruction of inlets and outlets to various ponds in the Town, and conducting property, easement and topographical surveys at various locations in the Town, as well as other such improvements as more fully identified in (or contemplated by) one or more reports prepared by Wm. Schutt & Associates, P.C., all of the forgoing to include all preliminary work and necessary equipment, materials and related site work, and any preliminary costs and other improvements and costs incidental thereto and in connection with the financing thereof (collectively, the “Purpose”) at an estimated maximum cost of \$210,000. Such resolution authorizes the issuance and sale of a serial bond or bonds and a bond anticipation note or notes in anticipation of the issuance and sale of such serial bonds, in an aggregate principal amount not to exceed \$210,000 of the Town, such amount to be offset by any federal, state, county and/or local funds received. Such resolution is subject to permissive referendum pursuant to New York law.

BY ORDER OF THE TOWN BOARD OF
TOWN OF LANCASTER, ERIE COUNTY,
NEW YORK

PREFILED RESOLUTION NO. 21 – MEETING OF 3/21/2022

21. Ruffino/_____ Adopt Bond Resolution Reconstruction/Construction Parks & Recreation Department Garage (Tree Storage)

At the request of Supervisor Ruffino, the resolution was tabled for further study.

SUSPENDED RESOLUTION:

Supervisor Ruffino requested a suspension of the necessary rules for immediate consideration of the following resolution:

A MOTION WAS MADE BY COUNCIL MEMBER DICKMAN,
SECONDED BY COUNCIL MEMBER MAZUR TO SUSPEND THE RULES.

The question of the suspension was duly put to a vote on roll call,
which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

The suspension was GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

WHEREAS, Lisa Grahmert-Mullen, on behalf of Lancaster Central School District, National Honor Society, has requested to use the Town of Lancaster Youth Bureau’s grounds located at 200 Oxford Avenue, to hold a cookie sale to benefit the Save the Children of the Ukraine on Saturday April 2 and Sunday April 3, 2022 from 11:00 A.M. -4:00 P.M., and

WHEREAS, the Town Attorney’s Office has prepared a Release of Liability and Assumption of Risk for the Town of Lancaster Youth Bureau’s grounds which provides the terms and conditions for its use and it is required to be signed and returned to the Town by the LCSD Honor Society Advisor prior to the event taking place.

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby grants Lisa Grahmert-Mullen, Honor Society Advisor, on behalf of Lancaster Central School District, National Honor Society permission to use the Youth Bureau’s grounds located at 200 Oxford Avenue to hold a cookie sale to benefit the Save the Children of the Ukraine on Saturday April 2 and Sunday April 3, 2022 from 11:00 A.M. -4:00 P.M.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER BURKARD, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER LEARY, TO WIT:

WHEREAS, the backup batteries for the current Emerson 911 System are required to be replaced every five (5) years and now is the time for the Town to have new replacement batteries purchased and installed for the Public Safety Building’s 911 System, and

WHEREAS, Michelle, Barbaro, has contacted Vertiv Corporation to solicit a price for the replacement of the Town’s Emerson 911-System Batteries, and

WHEREAS, by letter dated March 15, 2022 Michelle Barbaro, has requested that the Town of Lancaster authorize Vertiv Corporation to provide and install new Emerson 911-System Batteries at a cost of \$6,929.90 per their proposal dated December 13, 2021 (Order# CPQ-192222-1).

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby accepts and authorizes the Supervisor of the Town of Lancaster to execute the proposal for the purchase and installation of new batteries for the Town of Lancaster’s Public Safety Building’s 911-System from Vertiv Corporation, P.O. Box 70474, Chicago, IL, in accordance with their proposal dated December 13, 2021 (Order# CPQ-192222-1), for an amount not to exceed \$6,929.90 and to be paid for with funds from the Town’s 2022 Buildings, Equipment, Other Capital Outlay Budget (Line Item 01-1620-0260).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

March 21, 2022

COMMUNICATIONS & REPORTS

- 161. Town Attorney to NYSDEC, US Army Corps of Engineers, Erie County Water Authority, Div. of Sewerage Management, Erie County DPW and NYSDOT – Request for lead agency designation regarding Coordinated Review Motel & Mixed-Use Broadway & Bowen, 5827 Broadway, Proj. #2210.
Disposition = Planning Committee**
- 162. Richard Jimenez to Town Clerk –
30-day Advance Notice for a new application for a liquor license for El Amigos Tacos LLC, 3580 Walden Ave., Lancaster, NY. Disposition = Town Attorney**
- 163. Town Clerk to Code Enforcement Officer –
Application for a Special Use Permit for 7-Eleven Inc., 4949 Transit Road. Depew, NY. Disposition = For Resolution**
- 164. Twin District Fire Company to Town Clerk –
Change in roster. Disposition = Resolution 3/21/22**
- 165. Town of Cheektowaga to Town Clerk –
Public Hearing to be held on March 16, 2022 at 7:00PM at Cheektowaga Town Hall regarding a request for an Area Variance for 4800 Transit Road.
Disposition = Received & Filed**
- 166. Town of Cheektowaga to Town Clerk –
Public Hearing to be held on March 16, 2022 at 7:00PM at Cheektowaga Town Hall regarding a request for an Area Variance for 6386 Transit Road.
Disposition = Received & Filed**
- 167. Charter Communications to Town Clerk –
Upcoming changes to channel line-up. Disposition = Received & Filed**
- 168. Dog Control Officer to Town Board –
Dog Control Monthly Report for February 2022. Disposition = Received & Filed**
- 169. Lancaster Garden Club to Town Board –
Request for permission to hold a Plant and Garden Décor Sale in the parking lot of the Lancaster Senior Center on June 4, 2022.
Disposition = Resolution 3/21/22**
- 170. Planning Board Chairman to Planning Board, Town Board, Town Attorney, Engineering Consultant, Highway Superintendent and Building Inspector –
Draft copy of minutes from March 2, 2022 Planning Board meeting.
Disposition = Received & Filed**
- 171. Planning Board to Town Board –
Memo recommending approval of the site plan for Soil Recycling Facility, 6125 Genesee Street. Proj. #3001. Disposition = Planning Committee**
- 172. Town Clerk to Supervisor –
Request for letter to be sent to the Erie County Commissioner of Finance asking that an extension be granted to the Warrant to collect unpaid 2022 County/Town taxes until June 30, 2022. Disposition = Received & Filed**
- 173. Pierce Young, Esq. to Supervisor and Town Board –
Second formal request for an extension to the previously granted project approval for Theo's Place Multi-Family Development, 5153 Transit Rd.
Disposition = Received & Filed**

- 174. Highway Superintendent to Town Board –**
Request for resolution to purchase a new and unused 2023 Western Starr 4700SB Truck Cab & Chassis with Viking Cives Equipment from Fleet Maintenance Inc., 67 Ransier Dr., West Seneca, NY.
Disposition = For Resolution
- 175. Highway Superintendent to Town Board –**
Request for resolution to purchase a new and unused SAS 200 Soil and Asphalt Spreader with kit side wing option and kit control panel from Bobcat Company, 250 E. Beaton Dr., West Fargo, ND. Disposition = For Resolution
- 176. Town Engineer to Town Board –**
Request for resolution selecting Pre-Qualified A/E Firm List for Supplemental Services for the period April 1, 2022 to March 31, 2025.
Disposition = For Resolution
- 177. Town Attorney to Town Board and Planning Board –**
SEQR response from NYSDEC regarding Dollar General, 5807 Broadway, Proj. #2102. Disposition = Planning Committee
- 178. Town Attorney to Town Board and Planning Board –**
SEQR response from Erie County Division of Environmental Planning regarding Preliminary Plat Cross Creek Phase 9, 538 Pavement Rd., Proj. #5055.
Disposition = Planning Committee
- 179. Lee Chowaniec to Town Board –**
Request for information regarding who to contact in Dog Control with questions, comments or concerns regarding dog control operation or construction of new dog shelter. Disposition = Received & Filed
- 180. Charter Communication to Town Clerk –**
Recent programming change on the channel lineup.
Disposition = Received & Filed
- 181. Town Attorney to Town Board & Planning Board –**
SEQR response from Erie County Division of Environmental Planning regarding Valvoline Oil Change, 4839 Transit Rd., Proj. #2052.
Disposition = Planning Committee
- 182. Code Enforcement Officer to Town Board –**
Recommend probational Special Use Permit with listed conditions for 7-Eleven, Inc., 4949 Transit Rd. Disposition = For Resolution
- 183. Code Enforcement Officer to Lucas James, LJ Const. –**
Notice of violation/Order to Remedy regarding 0 William St. (SBL#116.00-2-70).
Disposition = Received & Filed
- 184. Code Enforcement Officer to Town Board –**
Request for creation of an additional Building and Zoning Clerk position.
Disposition = For Resolution
- 185. Town Engineer to Town Board –**
Town Engineer takes no exception to the Application for Special Use Permit, 7-Eleven, 4949 Transit Rd. Disposition = Planning Committee
- 186. Deputy Highway Superintendent to Town Board –**
Request for resolution transferring ownership of a 2013 Kubota 4-wheel drive utility vehicle from the Police Dept. to the Parks & Recreation Dept.
Disposition = Resolution 3/21/2022

- 187. National Fuel to Supervisor –
Annual National Fuel Emergency Contact Letter. Disposition = Received & Filed**
- 188. Richard Mathews to Police Chief and Supervisor –
Comments and concerns regarding driver disregard for the stop signs at the intersection of Harewood Run and Enchanted Forest North and request for a Police presence. Disposition = Received & Filed**
- 189. National Fuel to Supervisor –
Request for Public improvement Projects in the Town of Lancaster.
Disposition = Received & Filed**
- 190. Deputy Highway Superintendent to Town Board –
Request for resolution to have the backup batteries of the current 911 System located in the old Police Dept. at 525 Pavement replaced by Veritiv Corporation, P.O. Box 70474, Chicago, IL. Disposition = Resolution 3/21/22**
- 191. Deputy Highway Superintendent to Town Board –
Request for resolution to accept a donation of a tree from Frank Todaro, 188 Ransom Rd., Lancaster, NY. Disposition = Resolution 3/21/22**
- 192. Deputy Highway Superintendent to Town Board –
Informing Town Board of costly repairs that are needed for a 2014 Western Star Single Axel Dump Truck. Disposition = Received & Filed**
- 193. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Anderson's Site Amendment, 4855 Transit Rd., Proj. #2135.
Disposition = Planning Committee**
- 194. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Mote & Mixed-Use Broadway & Bowen, 5827 Broadway, Proj. #2210.
Disposition = Planning Committee**
- 195. Town Attorney to Town Board and Planning Board –
SEQR response from Erie County Division of Sewerage Management regarding Amendment to Original Site Plan Plumb Creek Apartments, 5680 Broadway, Proj. #1143. Disposition = Planning Committee**
- 196. Deputy Highway Superintendent to Town Board –
Request for resolution to purchase one new and unused 2023 Freightliner M2-106 chassis with 10' stainless steel dump body and plow equipment from Fleet Maintenance, Inc., 67 Ransier Dr., West Seneca, NY.
Disposition = For Resolution**
- 197. Marybeth Gianni to Supervisor and Town Board –
Request for resolution to appoint Kathy L. Brunner, Lancaster, NY to the position of Recreation Attendant and Van Driver permanent part-time for the Senior Citizens Center effective March 22, 2022.
Disposition = Resolution 3/21/22**
- 198. Deputy Highway Superintendent to Town Board –
Request for resolution to enter into a service agreement with Greater Niagara Mechanical, Inc., 7311 Ward Rd., North Tonawanda for preventative maintenance for the testing and inspecting of HVAC units at the Town of Lancaster Police and Court Building. Disposition = For Resolution**

ADJOURNMENT:

**MOTION WAS MADE BY COUNCIL MEMBER MAZUR AND
SECONDED BY COUNCIL MEMBER DICKMAN,** to adjourn the meeting in memory of
Barbara Alberti and Michael J. Curran at 9:16 P.M.

The question was put to vote on roll call, which resulted as follows:

COUNCIL MEMBER BURKARD	VOTED	YES
COUNCIL MEMBER DICKMAN	VOTED	YES
COUNCIL MEMBER LEARY	VOTED	YES
COUNCIL MEMBER MAZUR	VOTED	YES
SUPERVISOR RUFFINO	VOTED	YES

MEETING ADJOURNED.

March 21, 2022

Signed_____

Diane M. Terranova, Town Clerk